**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

NOTICE OF MOTION NO.3451 OF 2006
IN
SUMMARY SUIT NO.824 OF 2003

Shri Chandrakant Kasturbhai Chavhan ..Plaintiff.

Vs.

M/s.Sai Engineering Works ..Defendant.

Mr.J.V.Parmar for the Plaintiff.

Mr.V.A.Gangal with Mr.A.T.Gade for the Applicant/Defendant in support.

**CORAM : S.J. VAZIFDAR, J.**
**CORAM : 7TH OCTOBER, 2006**

**P.C. :**

The following order is passed by consent :-

i) In the event of the Defendant depositing a further amount of Rs.70,000/- within eight weeks from today, the order dated 2nd March, 2005 shall stand set aside and the Summons for Judgment shall be heard on merits.

ii) In the event of the Defendant failing to deposit the amount as aforesaid, the order dated 2nd March, 2005 shall stand.

iii) Notice of Motion is accordingly disposed of.